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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of) Examiner: Georgia L. Helmer
Michael Wassenegger et al.) Art Unit: 1638
Serial No. 09/782,874)
Filed: February 8, 2001)
For: "Nucleic Acid Molecules)
Encoding Polypeptides)
Having The Enzymatic)
Activity of an RNA-)
Directed RNA Polymerase)
RdRP"

AMENDMENT AND REQUEST FOR RECONSIDERATION UNDER

37 C.F.R. §1.116

Introductory Comments

In response to the Official Action dated May 18,
2004, please amend the above-identified patent application as
follows:

10/22/2004 MAHME1 00000039 09782874

01 FC:1252

430.00 OP

Repln. Ref: 12/07/2004 SDIRETA1 0011024300

DAH:041406 Name/Number:09782874

FC: 9204

\$215.00 CR

Adjustment date: 12/07/2004 SDIRETA1

10/22/2004 MAHME1 00000039 09782874

01 FC:1252

-430.00 OP

12/07/2004 SDIRETA1 00000005 09782874

01 FC:2252

215.00 OP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of
Michael Wassenegger, et al.

Serial No. 09/782,874

Filed: February 8, 2001

For: "NUCLEIC ACID MOLECULES
ENCODING POLYPEPTIDES HAVING
THE ENZYMATIC ACTIVITY OF AN
RNA-DIRECTED RNA POLYMERASE
(RdRP)"

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: Examiner: Georgia L. Helmer
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: Group Art Unit: 1638
:
: ATTN: REFUND SECTION
:

Certificate of Facsimile Transmission

I hereby certify that this correspondence is being transmitted by facsimile to (703) 308-6778 on the date identified below.

October 26, 2004
Date of Certificate

Janice M. Nightlinger
Janice M. Nightlinger

REQUEST FOR REFUND

Applicants hereby request a refund of \$215.00 to be credited to Deposit Account No. 04-1406, which is the deposit account of the Applicants' undersigned attorneys.

On October 18, 2004 a Petition for Extension Under 37 CFR §1.136(a) was submitted to the USPTO. A check in the amount of \$430.00 (2nd month extension) was incorrectly submitted with the Petition as the fee for a large entity, when the charge for a small entity should have been forwarded.

Therefore, the Applicant's undersigned attorneys request a refund to Deposit Account No. 04-1406 in the amount of \$215.00.

Respectfully submitted,
DANN, DORFMAN, HERRELL & SKILLMAN
A Professional Corporation
Attorneys for Applicant(s)

Kathleen D. Rigaut
Kathleen D. Rigaut, Ph.D. J.D.
PTO Registration No. 43,047

Telephone: (215) 563-4100
Facsimile: (215) 563-4044
Customer No. 000110

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